

UNITED STATES SUPREME COURT  
SOUTHERN DISTRICT OF NEW YORK

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In the matter of the Application of

SHAMROCK BUILDING SYSTEMS, INC.,

Petitioner,

For an Order pursuant to the Federal  
Arbitration Act 9 U.S.C.A. § 1 et seq.,  
Confirming an arbitration award

-against-

ROSE REALTY CORP. and TEMPEST  
REALTY CORP.

Respondents.

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The Respondent's Rose Realty Corp. and Tempest Realty Corp. Cross-Move this Court for an Order modifying or vacating the award of the arbitrator dated April 26, 2007; vacating the award in its entirety as to Respondent, Tempest Realty Corp., or in the alternative, directing a rehearing before the arbitrator, in the matter of the arbitration between Shamrock Building Systems, Inc., Petitioner, and Rose Realty Corp. and Tempest Realty Corp.

The grounds for this cross-petition and application are as follows:

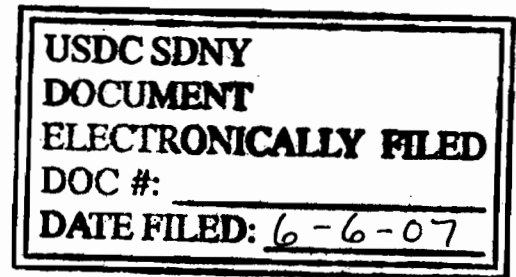
1. At all time hereinafter mentioned, Respondent, Rose Realty Corp. ("Rose"), was a corporation organized under the laws of the State of New York, whose principal place of business was located at 234 East 121st Street, New York, New York.

*Endorsement*

*Demet*  
*So endorsed*  
*06/06/07*

CIVIL ACTION NO.  
07CV3706(LBS)

CROSS PETITION TO  
MODIFY OR VACATE  
ARBITRATION AWARD



MEMO ENDORSED

MEMO ENDORSED